

1 JOSEPH P. RUSSONIELLO  
United States Attorney  
2 BRIAN J. STRETCH (CASBN 163973)  
Chief, Criminal Division  
3 STACEY P. GEIS (CASBN 181444)  
JONATHAN SCHMIDT (CABSN 230646)  
4 Assistant United States Attorneys  
450 Golden Gate Ave., 11<sup>th</sup> Floor  
5 San Francisco, CA 94102  
(415) 436-6776 (tel)  
6 (415) 436-7234 (fax)  
[Jonathan.Schmidt@usdoj.gov](mailto:Jonathan.Schmidt@usdoj.gov)

7  
8 RONALD J. TENPAS  
Assistant Attorney General  
9 Environment and Natural Resources Division  
United States Department of Justice  
10 Richard A. Udell  
Senior Trial Attorney  
11 Environmental Crimes Section  
P.O. Box 23985  
12 L'Enfant Plaza Station  
Washington, DC 20004  
13 (202) 305-0361 (tel)  
(202) 514-8865 (fax)  
14 [Richard.Udell@usdoj.gov](mailto:Richard.Udell@usdoj.gov)

15 Attorneys for Plaintiff  
United States of America  
16

17 UNITED STATES DISTRICT COURT  
18 NORTHERN DISTRICT OF CALIFORNIA  
19 SAN FRANCISCO DIVISION

20  
21 UNITED STATES OF AMERICA, ) CR 08-0160 SI  
22 Plaintiff, ) [Proposed] ORDER EXCLUDING TIME  
23 v. ) FROM AUGUST 15, TO SEPTEMBER 22,  
24 JOHN JOSEPH COTA, and ) 2008  
25 FLEET MANEGMENT LIMITED, )  
26 Defendants )  
27 \_\_\_\_\_ )  
28

1 On August 15, 2008, the parties appeared before the Court. At that appearance, the parties  
2 agreed that the period of delay from August 15, 2008, to September 22, 2008, be excluded in  
3 computing the time within which the trial must commence. The grounds for this exclusion are  
4 the complexity of the case, and the need for the parties to exchange and review further discovery.  
5 Failure to grant such a continuance would unreasonably deny the defendant and the government  
6 the reasonable time necessary for effective preparation, taking into account the exercise of due  
7 diligence. *See* 18 U.S.C. Section 3161(h)(8)(A) and (B)(iv). Further the ends of justice served  
8 by the continuance outweigh the best interest of the public and the defendant in a speedy trial.

9 IT IS SO ORDERED.

10  
11 Dated: \_\_\_\_\_

  
12 SUSAN ILLSTON  
United States District Court Judge

13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28